IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1383 OF 2005
IN
APPEAL NO.1038 of 2005
IN
WRIT PETITION NO.2762 OF 2004

Tata Consulting Engineers & Associates
Staff Union ..Applicant

V/s

TCE Consulting Engineers Ltd. and Anr. ..Respondents

Shri.Ritesh Kursange i/b. Shri.N.M.Ganguli for the Applicant.
Shri.S.P.Salkar for the Respondents.

CORAM : DR.S.RADHAKRISHNAN &
S.J.VAZIFDAR, JJ.

DATE : 24TH MARCH, 2006.

P.C.:

1. Heard the learned Counsel for the parties. By this Notice of Motion, the Applicant is seeking the condonation of 29 days delay. Perused the Notice of Motion and the affidavit-in-support thereof. For the reasons stated in the affidavit-in-support of the Notice of Motion, sufficient cause is made out for condoning the delay. There is no case of inaction, negligence or want of bonafide on the part of the Applicant. Hence, Notice of Motion is made absolute in terms of prayer clause(a).

2. Over and above, it appears that on 3rd May,

2005, the Prothonotary & Senior Master has dismissed the above appeal for non removal of office objections. The said order also stands set aside. However, it is made clear, if the office objections are not removed within a period of three weeks from today, the earlier order dated 3rd May, 2005 of the Prothonotary & Senior Master will stand revived.

(DR.S.RADHAKRISHNAN,J.)

(S.J.VAZIFDAR,J.)